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10/574,288	03/31/2006	Marc Gansemans	288837US6PCT	7153
22850	7590	04/22/2009		
OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
EXAMINER				
SPAHN, GAY				
ART UNIT		PAPER NUMBER		
3635				
NOTIFICATION DATE		DELIVERY MODE		
04/22/2009		ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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CONTINUATION SHEET

to

**Supplemental Notice of
Non-Compliant Amendment (37 CFR 1.121)
or PTOL-324**

Below, please find an action supplemental to the previous Notice of Non-Compliant Amendment (37 CFR 1.121), mailed 14 April 2009, for U.S. Patent Application Serial No. 10/574,288, which previous Notice of Non-Compliant Amendment (37 CFR 1.121) had an incorrect filing date for the amendment document (i.e., 02 February 2009 should have been 10 February 2009). The shortened statutory period for response is set to expire one month from the mailing date of this Notice of Non-Compliant Amendment (37 CFR 1.121).

Continuation of 1(c) Other: The examiner notes that Applicant appears to have amended the specification by Substitute Specification (including a Marked-Up copy of the original specification) in accordance with 37 CFR 1.121(b)(3). However, 37 CFR 1.121(b)(3)(ii) requires compliance with 37 CFR 1.125(b) and (c) and 37 CFR 1.125(b) has not been complied with because the Substitute Specification has not been "accompanied by a statement that the substitute specification includes no new matter".

Continuation of 2(b) Other: 37 CFR 1.121(a) requires compliance with 37 CFR 1.52 and it appears that the Abstract fails to comply with 37 CFR 1.52(b)(2)(i) which requires

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the Abstract to have either double spaced or 1-1/2 spaced lines (i.e., the Abstract appears to be single spaced).

Continuation of 3(c) Other: The examiner notes that the last sentence of 37 CFR 1.121(d) states that "[a]ll changes to the drawings shall be explained, in detail, in either the drawing amendment or remarks section of the amendment paper." Although it appears that Applicant has a detailed description of the changes made to drawing figure on the Replacement Sheet on a paper Applicant entitled "Letter Submitting Replacement Drawing Sheet(s)," this is not compliant with the last sentence of 37 CFR 1.121(d) because the detailed explanation is required to be in the drawing amendment section (i.e., page 6 of the "Amendment Under 37 C.F.R. 1.111" filed 10 February 2009) or the remarks section (i.e., pages 7-10 of the "Amendment Under 37 C.F.R. 1.111" filed 10 February 2009).

/Gay Ann Spahn/
Gay Ann Spahn, Primary Examiner
April 17, 2009